

1 Jack P. Burden, Esq.  
Nevada State Bar No. 6918  
2 Xiao Wen Jin, Esq.  
Nevada State Bar No. 13901  
3 **BACKUS, CARRANZA & BURDEN**  
3050 South Durango Drive  
4 Las Vegas, NV 89117  
T: (702) 872-5555  
5 F: (702) 872-5545  
[jburden@backuslaw.com](mailto:jburden@backuslaw.com)  
6 [shirleyjin@backuslaw.com](mailto:shirleyjin@backuslaw.com)  
Attorneys for Defendant *Albertson's LLC*

7  
8 **UNITED STATES DISTRICT COURT**  
**DISTRICT OF NEVADA**

9	IVY FISHEL, an individual,	)	<b>Case No. 2:18-CV-01301-APG-CWH</b>
		)	
10	Plaintiff,	)	
		)	
11	vs.	)	<b><u>STIPULATION AND ORDER TO</u></b>
		)	<b><u>EXTEND DISCOVERY DEADLINES</u></b>
12	ALBERTSON'S, LLC, a Delaware Limited	)	<b><u>(FIRST REQUEST)</u></b>
	Liability Company; and DOES 1-10,	)	
13	inclusive,	)	
		)	
14	Defendants.	)	
		)	

---

15  
16 In accordance with Local Rules of Practice for the United States District Court for the  
17 District of Nevada ("LR") 26-4, Defendant Albertson's LLC ("Defendant"), by and through its  
18 counsel of record, BACKUS, CARRANZA & BURDEN, and Plaintiff Ivy Fishel ("Plaintiff"), by and  
19 through her counsel of record, WETHERALL GROUP, LTD., hereby stipulate and agree to an  
20 extension of all remaining discovery deadlines by sixty (60) days. The parties propose the  
21 following revised discovery plan:

22 **DISCOVERY COMPLETED TO DATE**

23 A 26(f) Conference was held, and a Discovery Plan and Scheduling Order was filed. The  
24 parties have exchanged initial disclosures wherein medical records, bills, and other documents and  
25 items have been disclosed. Defendant has propounded requests for interrogatories and request for

1 production of documents to Plaintiff. Defendant has noticed Plaintiff's deposition for December  
2 12, 2018. Plaintiff has noticed the deposition of Defendant's corporate designee for December 13,  
3 2018.

4 **DISCOVERY TO BE COMPLETED**

5 The parties will conduct the deposition of Plaintiff, the 30(b)(6) designee(s) for Defendant,  
6 experts, and other witnesses. The parties will also propound written discovery and disclose experts.

7 **REASONS FOR EXTENSION TO COMPETE DISCOVERY**

8 Scheduling conflicts have caused delay in conducting the deposition of Plaintiff and  
9 Defendant's 30(b)(6) designee. Further, it has been difficult in scheduling the depositions of other  
10 witnesses due to the approaching holiday season. Thus, the parties respectfully request the Court for  
11 a brief 60-day extension of the remaining discovery deadlines, so that the parties may have sufficient  
12 time to depose pertinent witnesses before disclosing their experts. This request is made in good faith,  
13 not for the purpose of delay.

14 **PROPOSED NEW DISCOVERY DEADLINES**

15 **Deadline to Amend Pleadings:**

16 Currently: October 12, 2018

17 **Proposed: N/A**

18 **Expert Disclosure Deadline:**

19 Currently: November 13, 2018

20 **Proposed: January 14, 2019**

21 **Interim Status Report:**

22 Currently: November 13, 2018

23 **Proposed: January 14, 2019**

24 ///

25 ///

**Rebuttal Expert Disclosure Deadline:**

Currently: December 12, 2018

**Proposed: February 11, 2019**

**Discovery Deadline:**

Currently: January 11, 2019

**Proposed: March 12, 2019**

**Deadline to File Dispositive Motions:**

Currently: February 11, 2019

**Proposed: April 12, 2019**

**Pre-Trial Order Deadline:**

Currently: March 13, 2019

**Proposed: May 13, 2019**

DATED: this 13<sup>th</sup> day of November, 2018.

DATED: this 13<sup>th</sup> day of November, 2018.

**WETHERALL GROUP, LTD.**

**BACKUS, CARRANZA & BURDEN**

By: /s/ Peter C. Wetherall  
Peter C. Wetherall, Esq.  
9345 West Sunset Road, Suite 100  
Las Vegas, NV 89148  
Tel: (702) 838-8500  
[pwetherall@Wetherallgroup.com](mailto:pwetherall@Wetherallgroup.com)  
*Attorneys for Plaintiff*

By: /s/ Jack P. Burden  
Jack P. Burden, Esq.  
3050 South Durango Drive  
Las Vegas, NV 89117  
Tel: (702) 872-5555  
[jbunden@backuslaw.com](mailto:jbunden@backuslaw.com)  
*Attorneys for Defendant*

**ORDER**

IT IS SO ORDERED.

DATED: November 14, 2018

  
UNITED STATES MAGISTRATE JUDGE